

**COMMON COUNCIL MEETING
FEBRUARY 16, 2016
6:00 P.M.**

ORDER OF BUSINESS

- I. Call to Order
- II. Salute to the Flag
- III. Roll Call
- IV. Adoption of Agenda
- V. Proclamations
- VI. Communications and Presentations:
- VII. Public Participation
- VIII. Controller's Report
- IX. Old Business
- X. New Business:
 - (a) Resolutions
 - (b) Ordinances:
 - (c) Local Laws:
 - (d) Introduction of Ordinances:
 - (e) Introduction of Local Laws:
 - (f) Committee Reports
 - (g) Scheduling of Committee Meetings
 - (h) Other
- XI. Executive Session
- XII: Adjournment

5:00 p.m. Golf Committee (called by Chairman Russo)

5:30 p.m. USDA Rural Development

Presentation by Sanford M Loucks Baer

5:45 pm COW

- 1. Review of Agenda Items
- 2. Any other business to come before the Council

RESOLUTIONS

Old Business

None.

New Business

187. RESOLUTION APPROVING MINUTES	RUSSO
188. RESOLUTION AMENDING BUDGET – URBAN RENEWAL	MARTUSCELLO
189. RESOLUTION AMENDING BUDGET – POLICE	MAJEWSKI
190. RESOLUTION AUTHORIZING LEAD AGENCY STATUS	MARTUSCELLO
191. RESOLUTION AMENDING BUDGET – CIVIL SERVICE	MARTUSCELLO
192. RESOLUTION APPROVING AUDIT	RUSSO
193. RESOLUTION REGARDING MOHAWK GATEWAY OVERLOOK	MAYOR
194. RESOLUTION AUTHORIZING AGREEMENT – CITY HALL	MAYOR

ORDINANCE

2016-A	AN ORDINANCE AMENDING CHAPTER 228-47 PARKING PROHIBITED AT ALL TIMES	MAJEWSKI
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LOCAL LAW

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
FEBRUARY 16, 2016**

RESOLUTION #15/16-187

RESOLUTION ADOPTING MINUTES OF THE LAST COMMON COUNCIL MEETING

BY: ALDERMAN RUSSO

RESOLVED, that the minutes of the Common Council meeting of the Meeting of February 2, 2016 are hereby adopted.

Common Council
City of Amsterdam, NY

	Aye	Nay
Alderman Russo		
Alderman Ochal		
Alderman Majewski		
Alderman Wojnar		
Alderman Martuscello		

MICHAEL VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
FEBRUARY 16, 2016**

RESOLUTION #15/16-188

RESOLUTION AMENDING BUDGET -CONTROLLER

BY: ALDERMAN MARTUSCELLO

RESOLVED, the Controller is authorized to amend the 2015-2016 budget to allocate funds received for the Urban Renewal Agency as follows:

INCREASE REVENUE:

H-3097 \$32,201.37

INCREASE EXPENSE:

H-8097-2110-201101 \$32,201.37

Common Council
City of Amsterdam, NY

	Aye	Nay
Alderman Russo		
Alderman Ochal		
Alderman Majewski		
Alderman Wojnar		
Alderman Martuscello		

MICHAEL VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
FEBRUARY 16, 2016**

RESOLUTION #15/16-189

RESOLUTION AMENDING BUDGET - POLICE

BY: ALDERMAN MAJEWSKI

RESOLVED, the Controller is authorized to amend the 2015-2016 budget to allow 5 members of the police department to attend annual tactical training conference, funds to be reimbursed 100% from grant, as follows:

INCREASE REVENUE:

A-3390	Swat Grant	\$2,191.43
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INCREASE EXPENSE:

A-3120-4054	Training	\$2,191.43
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Common Council
City of Amsterdam, NY

	Aye	Nay
Alderman Russo		
Alderman Ochal		
Alderman Majewski		
Alderman Wojnar		
Alderman Martuscello		

MICHAEL VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
FEBRUARY 16, 2016**

RESOLUTION #15/16-190

RESOLUTION ACCEPTING LEAD AGENCY STATUS – DOVE CREEK

BY: ALDERMAN MARTUSCELLO

WHEREAS, the City of Amsterdam is in the planning stages for the Dove Creek Wall Repairs Project necessary to repair failing flood walls along Dove Creek, and

WHEREAS, the proposed improvements include repairing existing failing flood walls adjacent to the Dove Creek from West Main Street to just north of Steadwell Avenue near St Mary's Hospital, and

WHEREAS, the City of Amsterdam is pursuing funding opportunities with the Federal Emergency Management Agency for this Dove Creek Wall Repair Project, and

WHEREAS, as part of the approval process, the City of Amsterdam must comply with regulations required under the State Environmental Quality Review Act (SEQRA),

RESOLVED, the City of Amsterdam hereby accepts Lead Agency State pursuant to SEQRA Regulations 6NYCRR Part 617 and authorizes John M McDonald Engineering to provide assistance with a coordinated review of this project and other matters related to SEQRA.

Common Council
City of Amsterdam, NY

	Aye	Nay
Alderman Russo		
Alderman Ochal		
Alderman Majewski		
Alderman Wojnar		
Alderman Martuscello		

MICHAEL VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
FEBRUARY 16, 2016**

RESOLUTION #15/16-191

RESOLUTION AMENDING BUDGET –CIVIL SERVICE

BY: ALDERMAN MARTUSCELLO

RESOLVED, the Controller is authorized to amend the 2015-2016 budget to cover Civil Service fees owed to the NY State as follows:

DECREASE EXPENSE:

A-1430-4003	Proctor Exp	\$400 (bal. \$54.50)
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INCREASE EXPENSE:

A-1430-4000	Contractual	\$400
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Common Council
City of Amsterdam, NY

	Aye	Nay
Alderman Russo		
Alderman Ochal		
Alderman Majewski		
Alderman Wojnar		
Alderman Martuscello		

MICHAEL VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
FEBRUARY 16, 2016**

RESOLUTION #15/16-192

RESOLUTION APPROVING AUDIT

BY: ALDERMAN RUSSO

RESOLVED, the bills examined by the Common Council and reported herewith as correct and they are, allowed and ordered paid and the City Clerk is authorized and empowered to issue warrants in payment of same.

Common Council
City of Amsterdam, NY

	Aye	Nay
Alderman Russo		
Alderman Ochal		
Alderman Majewski		
Alderman Wojnar		
Alderman Martuscello		

MICHAEL VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
FEBRUARY 16, 2016**

RESOLUTION #15/16-193

**RESOLUTION STIPULATING ADDITIONAL LANGUAGE REGARDING
INDEMNIFICATION – MOHAWK GATEWAY OVERLOOK PROJECT**

BY: MAYOR VILLA

RESOLVED, pursuant to Resolution no. 15/16-178, on January 20, 2016, the City of Amsterdam hereby protects, indemnifies, holds harmless, and defends the New York State Thruway Authority and its subsidiary, the New York State Canal Corporation, and their respective Board members, officers, directors, agents, employees, and their respective successors and assigns, from and against any and all liabilities, costs, penalties, fines, forfeitures, surcharges, demands, losses, claims, suits, proceedings, causes of action, judgments, and any and all fees, costs, and/or expenses related or incidental thereto, or arising there from, including, but not limited to, the costs of defense, settlement, attorneys' fees, and the costs and/or fees of any consultant or expert, that are directly or indirectly caused by, in any way relate to, incurred in connection with, or in any way arise from or out of the use or proposed use of that certain mosaic or design known as the "Wheel of Life" in, on, or in connection with that certain project located in the City of Amsterdam commonly known as the "Mohawk Gateway Project" (the "Project"), and

FURTHER RESOLVED, this Indemnification shall survive the completion of the Project.

COMMON COUNCIL
City of Amsterdam, NY

	Aye	Nay
Alderman Martuscello		
Alderman Majewski		
Alderman Ochal		
Alderman Russo		
Alderman Wojnar		

MICHAEL VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
FEBRUARY 16, 2016**

RESOLUTION #15/16-194

RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FUNDS FROM THE NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION AND TO ENTER INTO AND EXECUTE AN AGREEMENT FOR THE PURPOSE OF MAKING REPAIRS TO CITY HALL

BY: MAYOR VILLA

RESOLVED, Mayor is hereby authorized to accept funds from the New York State Office of Parks, Recreation and Historic Preservation in accordance with the provisions of Title 9 of the Environmental Protection Act of 1993, in an amount not to exceed \$224,625.00, and to enter into and execute a project agreement with the State for such financial assistance to this city for the restoration of City Hall, and, if appropriate, a conservation easement/preservation/public access covenant to the deed of the assisted property, and

FURTHER RESOLVED, resolution #15-16-103 is hereby rescinded.

COMMON COUNCIL
City of Amsterdam, NY

	Aye	Nay
Alderman Martuscello		
Alderman Majewski		
Alderman Ochal		
Alderman Russo		
Alderman Wojnar		

MICHAEL VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
FEBRUARY 16, 2016**

RESOLUTION #15/16-195

RESOLUTION AMENDING BUDGET – UTILITIES

BY: ALDERMAN RUSSO

RESOLVED, the Controller is authorized to amend the 2015-2016 budget to cover utility costs not adequately funded as follows:

DECREASE EXPENSE:

A-5110-4049	Gasoline	\$12,000 (bal. \$12,150)
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INCREASE EXPENSE:

A-5110-4022	Nat. Gas	\$12,000
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COMMON COUNCIL
City of Amsterdam, NY

	Aye	Nay
Alderman Martuscello		
Alderman Majewski		
Alderman Ochal		
Alderman Russo		
Alderman Wojnar		

MICHAEL VILLA, MAYOR

DATED: _____, 2016

**CITY OF AMSTERDAM, NY
COMMON COUNCIL
FEBRUARY 16, 2016**

ORDINANCE 2016-A (for introduction)

AN ORDINANCE AMENDING CHAPTER 228-47 OF THE CODE OF THE CITY OF AMSTERDAM - PARKING

BY: ALDERMAN MAJEWSKI

WHEREAS, it has been recommended that changes be made to Chapter, The City of Amsterdam, in Common Council convened, does hereby,

ORDAIN AND ENACT as follows:

Chapter §228-17: of the code of the City of Amsterdam is hereby amended as indicated below:
(underlined text is added and struck through text is to be deleted)

No person shall park a vehicle at any time on the following street or parts thereof:

Name of Street	Side	Location
<u>Thomas Street</u>	<u>East</u>	<u>entire length</u>

Common Council
City of Amsterdam, NY

	<u>Aye</u>	<u>Nay</u>
<u>Alderman Russo</u>		
<u>Alderman Ochal</u>		
<u>Alderman Majewski</u>		
<u>Alderman Wojnar</u>		
<u>Alderman Martuscello</u>		

MICHAEL VILLA, MAYOR

DATED: _____, 2016